



General Assembly

Amendment

January Session, 2021

LCO No. 8049



Offered by:

REP. BOYD, 50th Dist.

SEN. CABRERA, 17th Dist.

To: Subst. House Bill No. **5592**

File No. 255

Cal. No. 209

***"AN ACT REDEFINING "VETERAN" AND ESTABLISHING A
QUALIFIED CONDITION REVIEW BOARD."***

1 In line 36, strike "(C) a mental health condition"

2 Strike lines 37 to 42, inclusive, in their entirety and insert the
3 following in lieu thereof: "or (C) a determination that sexual orientation,
4 gender identity or gender expression was more likely than not the
5 primary reason for an other than honorable discharge, as determined in
6 accordance with subsections (c) and (d) of this section."

7 In line 46, insert an opening bracket before ""hospital""

8 In line 49, insert a closing bracket after "illness" and after the closing
9 bracket insert "long-term care facility" means a facility that has been
10 federally certified as a skilled nursing facility or intermediate care
11 facility"

12 In line 49, bracket "hospital" and after the closing bracket insert "long-
13 term care facility"

14 In line 58, strike "Qualified Condition" and insert "Qualifying" in lieu
15 thereof

16 Strike lines 101 to 105, inclusive, in their entirety and insert the
17 following in lieu thereof:

18 "(d) (1) Any veteran who receives an other than honorable discharge
19 and who believes such discharge characterization was based on such
20 veteran's sexual orientation, gender identity or gender expression, may
21 file an application for state-based veterans benefits. Such veteran may
22 include evidence supporting his or her claim that such discharge
23 characterization was based on such veteran's sexual orientation, gender
24 identity or gender expression."

25 In line 114, strike "(6)" and insert "(5)" in lieu thereof

26 Strike lines 117 to 122, inclusive, in their entirety and insert the
27 following in lieu thereof:

28 "(4) The board shall review each application submitted and render a
29 recommendation to the commissioner as to whether the veteran's sexual
30 orientation, gender identity or gender expression was more likely than
31 not the primary reason for an other than honorable discharge. The
32 board"

33 Strike lines 130 to 140, inclusive, in their entirety

34 In line 141, strike "(6)" and insert "(5)" in lieu thereof